

**FORTY-THIRD DAY.**

Senate Chamber,  
Austin, Texas,  
March 14, 1933.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

|           |             |
|-----------|-------------|
| Beck.     | Pace.       |
| Blackert. | Parr.       |
| Collie.   | Patton.     |
| Cousins.  | Poage.      |
| DeBerry.  | Purl.       |
| Duggan.   | Rawlings.   |
| Fellbaum. | Redditt.    |
| Greer.    | Regan.      |
| Holbrook. | Russek.     |
| Hopkins.  | Sanderford. |
| Hornsby.  | Small.      |
| Martin.   | Stone.      |
| Moore.    | Woodruff.   |
| Murphy.   | Woodul.     |
| Neal.     | Woodward.   |
| Oneal.    |             |

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday the same was dispensed with on motion of Senator Woodward.

**Committee Reports.**

(See Appendix.)

**Message From the Governor.**

Executive Department,  
Austin, Texas, March 14, 1933.  
To the Texas State Senate:

I ask the permission of the Senate to withdraw my nomination of Honorable Larry Mills whom I nominated on March 8th to be a member of the State Board of Education, Mr. Mills having declined the appointment.

Respectfully submitted,

MIRIAM A. FERGUSON,  
Governor of Texas.

**Senate Bill No. 203.**

The Chair laid before the Senate as special order the following bill:

By Senators Woodul and Small:

S. B. No. 203, A bill to be entitled "An Act to amend Chapter 40, Acts of Second Called Session of Forty-second Legislature and Chapter 271, Acts of Regular Session of Forty-second Legislature as amended by

said Chapter 40, Acts of Second Called Session of Forty-second Legislature, by adding to Section 8a Subsections 6a and 6b to be inserted between Subsections 6 and 7, and to declare that as to any and each lease and/or contract hereafter made by the Board of Mineral Development it is the policy of the State, with reference to the development of all portions of beds of rivers and channels described in such lease and/or contract that the activities of the State and of lessees and/or contract parties, their successors or assigns, under such lease and/or contract, shall conform to the valid laws of this State, etc., and declaring an emergency."

The question recurred on the pending amendment (by Senator Oneal).

Senator Poage sent up the following amendment to the amendment:

Amend Oneal amendment by adding in line 3 thereof after the words "power and authority" the following: "and the duty is hereby imposed."

POAGE.

Read and lost by the following vote:

Yeas—11.

|          |           |
|----------|-----------|
| Beck.    | Oneal.    |
| DeBerry. | Pace.     |
| Duggan.  | Poage.    |
| Moore.   | Purl.     |
| Murphy.  | Woodruff. |
| Neal.    |           |

Nays—15.

|           |             |
|-----------|-------------|
| Blackert. | Rawlings.   |
| Collie.   | Regan.      |
| Cousins.  | Russek.     |
| Holbrook. | Sanderford. |
| Hopkins.  | Small.      |
| Hornsby.  | Stone.      |
| Martin.   | Woodul.     |
| Parr.     |             |

Present—Not Voting.

Patton.

Absent.

|           |           |
|-----------|-----------|
| Fellbaum. | Redditt.  |
| Greer.    | Woodward. |

The amendment (by Senator Oneal) was adopted by the following vote:

Yeas—17.

|           |          |
|-----------|----------|
| Beck.     | Duggan.  |
| Blackert. | Hornsby. |
| Collie.   | Moore.   |
| DeBerry.  | Murphy.  |

|        |           |
|--------|-----------|
| Neal.  | Purl.     |
| Oneal. | Russek.   |
| Pace.  | Woodruff. |
| Parr.  | Woodward. |
| Poage. |           |

Nays—12.

|           |             |
|-----------|-------------|
| Cousins.  | Redditt.    |
| Fellbaum. | Regan.      |
| Hopkins.  | Sanderford. |
| Martin.   | Small.      |
| Patton.   | Stone.      |
| Rawlings. | Woodul.     |

Absent.

Greer. Holbrook.

Senator Poage sent up the following amendment:

Amend S. B. No. 203, page 2, line 13, by adding at the end of Section 1 the following: "Provided further that nothing in such revision shall in anywise relieve any lessee and/or contracting party from any obligation now existing to drill any well either as an offset or otherwise."

POAGE.

Read and lost by the following vote:

Yeas—13.

|           |           |
|-----------|-----------|
| Beck.     | Murphy.   |
| DeBerry.  | Oneal.    |
| Duggan.   | Pace.     |
| Greer.    | Poage.    |
| Holbrook. | Purl.     |
| Hornsby.  | Woodward. |
| Moore.    |           |

Nays—14.

|           |             |
|-----------|-------------|
| Blackert. | Redditt.    |
| Collie.   | Regan.      |
| Cousins.  | Russek.     |
| Hopkins.  | Sanderford. |
| Martin.   | Small.      |
| Parr.     | Stone.      |
| Rawlings. | Woodul.     |

Absent.

|           |           |
|-----------|-----------|
| Fellbaum. | Patton.   |
| Neal.     | Woodruff. |

Senator Russek moved to reconsider the vote by which the amendment by Senator Oneal was adopted.

#### Message From the House.

Hall of the House of Representatives,  
Austin, Texas, March 14, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House

has concurred in Senate amendments to H. B. No. 247 by a vote of 117 yeas and 2 nays.

The House has passed the following bill:

H. B. No. 142, A bill to be entitled "An Act releasing the penalty and interest accrued and as now fixed by law, on all State, county, special school, school district, road district, levee improvement district, and irrigation district taxes, and taxes of other defined subdivisions of the State; suspending all laws and parts of laws in conflict herewith during the term of this Act; and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bill Referred.

H. B. No. 142 referred to Committee on State Affairs.

#### Committee Appointed.

The Chair announced the appointment of the following committee authorized by S. S. R. No. 63 to investigate office space in the east wing of the Capitol:

Senators Greer, Purl and Beck.

#### Adjournment.

Senator Holbrook moved to recess until 10 o'clock tomorrow morning.

Senator Pace moved to adjourn until 10 o'clock tomorrow morning. The motion to adjourn prevailed by the following vote:

Yeas—15.

|          |           |
|----------|-----------|
| DeBerry. | Parr.     |
| Duggan.  | Patton.   |
| Greer.   | Poage.    |
| Hornsby. | Purl.     |
| Moore.   | Stone.    |
| Murphy.  | Woodruff. |
| Oneal.   | Woodward. |
| Pace.    |           |

Nays—12.

|           |             |
|-----------|-------------|
| Collie.   | Redditt.    |
| Fellbaum. | Regan.      |
| Holbrook. | Russek.     |
| Hopkins.  | Sanderford. |
| Neal.     | Small.      |
| Rawlings. | Woodul.     |

Absent.

|           |          |
|-----------|----------|
| Beck.     | Cousins. |
| Blackert. | Martin.  |

At 12:18 o'clock p. m. the Senate adjourned.

## APPENDIX.

## Committee on Engrossed Bills.

Committee Room,  
Austin, Texas, March 13, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 173 carefully examined and compared and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 76 carefully examined and compared and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 164 carefully examined and compared and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 51 carefully examined and compared and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 12 carefully examined and compared and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 88 carefully examined and compared and find same correctly engrossed.  
REGAN, Chairman.

Committee Room,  
Austin, Texas, March 13, 1933.  
Hon. Edgar E. Witt, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 78 carefully examined and compared and find same correctly engrossed.  
REGAN, Chairman.

## FORTY-FOURTH DAY.

Senate Chamber,  
Austin, Texas,  
Wednesday, March 15, 1933.  
The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Edgar E. Witt.

The roll was called, a quorum being present, the following Senators answering to their names:

|           |             |
|-----------|-------------|
| Beck.     | Oneal.      |
| Blackert. | Pace.       |
| Collie.   | Parr.       |
| Cousins.  | Patton.     |
| DeBerry.  | Poage.      |
| Duggan.   | Purl.       |
| Fellbaum. | Rawlings.   |
| Greer.    | Redditt.    |
| Holbrook. | Regan.      |
| Hopkins.  | Russek.     |
| Hornsby.  | Sanderford. |
| Martin.   | Small.      |
| Moore.    | Stone.      |
| Murphy.   | Woodruff.   |
| Neal.     | Woodul.     |

Absent—Excused.

Woodward.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Fellbaum.

## Committee Reports.

(See Appendix.)

## Bills and Resolutions.

By unanimous consent, the rule relating to the introduction of general bills after the first 52 days of the session was suspended and consent was granted to introduce the following bills:

By Senator Martin:

S. B. No. 443, A bill to be entitled "An Act amending Article 1821, Revised Civil Statutes of 1925, as amended by Chapter 33, General